

TWENTY-NINTH DAY

(Tuesday, February 26, 1935)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following members were present:

Mr. Speaker	Harris of Dallas
Adamson	Hartzog
Aikin	Head
Alexander	Herzik
Alsup	Hodges
Ash	Hofheinz
Atchison	Holland
Beck	Howard
Bergman	Huddleston
Bourne	Hunt
Bradbury	Hunter
Bradford	Hyder
Broyles	Jackson
Burton	James
Butler of Karnes	Jefferson
Cagle	Jones of Atascosa
Caldwell	Jones of Falls
Calvert	Jones of Runnels
Canon	Jones of Shelby
Celaya	Jones of Wise
Clayton	Keefe
Collins	King
Colquitt	Knetsch
Colson	Lange
Cooper	Lanning
Cowley	Latham
Craddock	Leath
Crossley	Lemens
Daniel	Leonard
Davis	Lindsey
Davison of Fisher	Lotief
Davisson	Lucas
of Eastland	Luker
Dickison	Mauritz
Dunagan	McCalla
Dunlap of Hays	McConnell
Dunlap of Kleberg	McFarland
Duval	McKee
Dwyer	McKinney
England	Moffett
Fain	Moore
Farmer	Morris
Fisher	Morrison
Fitzwater	Morse
Ford	Newton
Fox	Nicholson
Frazer	Olsen
Fuchs	Padgett
Gibson	Palmer
Glass	Patterson
Good	Payne
Graves	Petsch
Gray	Pope
Greathouse	Quinn
Hankamer	Reader
Hardin	Reed of Bowie
Harris of Archer	Reed of Dallas

Riddle	Steward
Roach of Angelina	Stinson
Roach of Hunt	Stovall
Roane	Tarwater
Roark	Tennyson
Roberts	Thornton
Rogers	Venable
Russell	Waggoner
Rutta	Walker
Scarborough	Wells
Settle	Westfall
Shofner	Wood of Harrison
Smith	Wood of Montague
Spears	Young
Stanfield	Youngblood

Absent—Excused

Adkins	Hoskins
Butler of Brazos	Tillery
Hill	Worley

A quorum was announced present.

Rev. Geo. W. Coltrin, Chaplain, offered the following invocation:

"Our Heavenly Father, we come just now to remember our friend and co-worker who is in the hospital. As we pray for him that he may make a good recovery and soon return to his post of duty, and for his loved ones in their anxiety, may we all come to appreciate more and more our own blessings of health and strength and opportunities for service. May our need commend us to Thy guidance today. For Christ's sake. Amen."

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence on account of important business:

Mr. Butler of Brazos for today and balance of the week, on motion of Mr. Walker.

Mr. Dickison for yesterday, on motion of Mr. Reader.

The following members were granted leaves of absence on account of illness:

Mr. Adkins for yesterday and today, on motion of Mr. Jones of Falls.

Mr. Worley for today, on motion of Mr. Keefe.

Mr. Hoskins for today, on motion of Mr. Canon.

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Knetsch and Mr. McKee:

H. B. No. 669, A bill to be entitled "An Act to create a State Police Department, to be administered by a State Police Board in the selection and organization of a State Police Force; providing for the appointment of the board and its organization, the selection and organization of a police force, the method of selection, their training, and prescribing their duties and authority; providing for the induction of members of the State Ranger Force and the State Highway Motor Patrol into the State Police Force; creating divisions and bureaus within the department; defining the powers, duties, and functions of the board and the department, and its various divisions and bureaus, and coordinating them, etc., and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Latham and Mr. Gibson:

H. B. No. 670, A bill to be entitled "An Act amending Article 3902 of the Revised Civil Statutes of 1925, as amended by Chapter 214, Acts of the Regular Session of the Forty-second Legislature, as amended by Chapter 220, Acts of the Regular Session of the Forty-third Legislature, by adding a new section providing that in all counties having a population of less than twenty-five thousand (25,000) inhabitants, according to the last preceding Federal Census, and having an assessed valuation of taxable property in excess of seventy-five million dollars (\$75,000,000), according to the last preceding tax roll approved as provided by law, and having two or more judicial district courts, the county commissioners court may allow the district clerk at least two deputies to wait on said courts, etc., and declaring an emergency."

Referred to Committee on Counties.

By Mr. Craddock:

H. B. No. 671, A bill to be entitled "An Act amending Section 1, House Bill No. 174, Chapter 116, Acts of First Called Session, Forty-third Legislature, 1933, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Craddock:

H. B. No. 672, A bill to be entitled "An Act prohibiting the entering of

the house, building, land, or premises of another and remaining therein for purpose of residence without written consent of owner, fixing penalties, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Craddock:

H. B. No. 673, A bill to be entitled "An Act making it a misdemeanor for any person to wilfully fail and refuse to vacate within ten days property rented from another after expiration of rental contract; fixing penalties, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Adamson, Mr. Waggoner, Mr. Wood of Montague, Mr. Burton, Mr. Cooper, Mr. Colquitt, and Mr. Collins:

H. B. No. 674, A bill to be entitled "An Act to amend Chapter 175, page 252, Acts of the Fortieth Legislature, 1927, so as to permit the adding of an additional section to permit the Highway Commission of Texas to acquire, construct, and maintain interstate bridges without the joinder of the highway commissions of the adjoining States, and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Smith:

H. B. No. 675, A bill to be entitled "An Act amending Article 3899, Revised Civil Statutes of 1925, as amended by Chapter 220, Section 4, Acts of the Regular Session, Forty-third Legislature, relating to the expense accounts of fee officials, so as to authorize the sheriff, county clerk, district clerk, and the tax assessor and collector of each county to require surety bonds for their deputies, assistants, and employes, and permitting payment of premiums for such bonds out of the fees of office, and authorizing tax assessors and collectors to provide burglary and robbery insurance for the protection of public funds in their custody, and to pay the cost of such insurance out of fees of office, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Hartzog (by request):

H. B. No. 676, A bill to be entitled "An Act amending Articles 4878 and

4881 of Chapter 10, Title 78, Revised Civil Statutes of 1925, so as to require the promulgation of separate rates for fire insurance, hail insurance, or windstorm insurance; requiring sworn statements from individual companies or agents for any period of time showing actual premiums collected and losses paid on fire, windstorm, or hail insurance, etc., and declaring an emergency."

Referred to Committee on Insurance.

By Mr. Rutta:

H. B. No. 677, A bill to be entitled "An Act requiring each person or persons, firm, club, copartnership, association, corporation, or company desiring to conduct any racing meet under the provisions of Chapter 10, Acts of the First Called Session of the Forty-third Legislature, to pay a license fee according to the population of the locality where the meet is held, appropriating the funds so derived, repealing all laws and parts of laws in conflict therewith, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Reed of Bowie:

H. B. No. 678, A bill to be entitled "An Act amending Article 7118, Revised Civil Statutes of 1925; Article 7119, Revised Civil Statutes of 1925, as amended by Acts of 1927, Fortieth Legislature, page 87, Chapter 62; Article 7120, Revised Civil Statutes of 1925; Article 7121, Revised Civil Statutes of 1925; Article 7122, Revised Civil Statutes, as amended by Acts of 1927, Fortieth Legislature, page 87, Chapter 62, as amended by Acts of 1931, Forty-second Legislature, page 109, Chapter 72, as amended by Acts of 1933, Forty-third Legislature, page 581, Section 2b, Subsection 20, Chapter 192, etc."

Referred to Committee on Revenue and Taxation.

By Mr. Hardin:

H. B. No. 679, A bill to be entitled "An Act to define and regulate the practice of shorthand reporting; creating a State Board of Shorthand Reporting, defining its powers, providing for fees and their disbursement, and for the examination and certification of shorthand reporters, with the designation of 'Certified Shorthand

Reporter'; prescribing when examinations shall be waived; prescribing qualifications for shorthand reporters, and for other purposes, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Hardin:

H. B. No. 680, A bill to be entitled "An Act regulating the use of State-owned motor vehicles by employes of State departments, bureaus, commissions, institutions, and agencies in political campaigns; fixing penalties, and declaring an emergency."

Referred to Committee on Criminal Jurisprudence.

By Mr. Hankamer, Mr. Clayton, and Mr. Jackson:

H. B. No. 681, A bill to be entitled "An Act amending Article 7258 of the 1925 Revised Civil Statutes of Texas, so as to permit the filing and recording of the receipts for inheritance and succession taxes paid to the State of Texas and other States, and receipts for estate taxes and other Federal taxes affecting the title to land in Texas, and providing that certified copies thereof shall be admissible in evidence, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Hankamer, Mr. Clayton, and Mr. Jackson:

H. B. No. 682, A bill to be entitled "An Act amending Article 7118 of the 1925 Revised Civil Statutes of the State of Texas, being Section 3 of Chapter 29, page 64, Acts of the Second Called Session of the Thirty-eighth Legislature of the State of Texas, by adding to the class exempted and taxes under Class 'A' therein, stepchildren of the decedent, and their direct descendants and the direct descendants of adopted children, and by adding a new article to be known as Article 7118a, providing that such classification shall apply in the case of persons now deceased and whose estates have not been appraised for inheritance tax at the time of the passage of this Act, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Russell:

H. B. No. 683, A bill to be entitled "An Act to require, as a condition

precedent to the issuance of a license for the racing of horses under the provisions of the Act of the First Called Session of the Forty-third Legislature, Chapter 10, page 32, that the applicant for such license, shall, in addition to the requirements of Subsections 3 and 5 of said Act, file with and present to the Racing Commission, with his application, a certificate of the county judge of the county where such racing is proposed to be held, showing that a majority of the qualified voters of such county have, at a special election held for that purpose, voted in favor of racing, and prohibiting the Racing Commission from issuing a license without such certificate, etc., and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Smith:

H. B. No. 684, A bill to be entitled "An Act providing for the setting apart of an 'Equalization Fund' of one and one-half per cent of all the State and county available school funds, due that county annually, for the purposes of defraying the expenses of administration of schools, empowering the county board of school trustees, under the direction of the county superintendent of public instruction, to make provisions for supervision for demonstration work in the rural schools of such county; providing for the amount of the salary of the county superintendent of public instruction; providing for the salary of the board of school trustees of the county, and the way and manner each should be paid; providing for an annual allowance out of the equalization fund herein provided, for the payment of clerks, stenographers, in connection with county superintendent's work and office, etc., and declaring an emergency."

Referred to Committee on Education.

By Mr. Hankamer, Mr. Jackson, and Mr. Clayton:

H. B. No. 685, A bill to be entitled "An Act providing for the extension of the 'Rio Grande Compact,' and declaring an emergency."

Referred to Committee on Conservation and Reclamation.

HOUSE JOINT RESOLUTION ON FIRST READING

The following House joint resolution, introduced today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

By Mr. Fox:

H. J. R. No. 43, Proposing to repeal Article III of the Constitution of the State of Texas, the same being the article creating the Legislative Department of the State and to adopt and enact a new Article III in lieu thereof, reorganizing the Legislative Department of the State of Texas.

Referred to Committee on Constitutional Amendments.

ADDRESS BY HON. FRED H. MINOR AND HON. CHARLES THOMAS

Speaker Stevenson presented Hon. Bullock Hyder who introduced Hon. Fred H. Minor, of Denton County, Speaker of the House of Representatives of the Forty-second Legislature.

Mr. Minor addressed the House.

Mr. Hyder introduced Hon. Charles G. Thomas, Speaker of the House of Representatives of the Thirty-seventh Legislature.

Mr. Thomas addressed the House.

MESSAGE FROM THE GOVERNOR

Mr. Edward Clark, secretary to the Governor, appeared at the bar of the House, and, being duly announced, presented the following message from the Governor, which was read to the House, as follows:

Executive Office,

Austin, Texas, February 26, 1935.

To the Forty-fourth Legislature in Regular Session:

The attached bill extends the date of expiration of the now existing Rio Grande Compact between the States of Texas, New Mexico, and Colorado, from June 1, 1935, to June 1, 1937. This compact relates to the division between the signatory States, of the waters of the Rio Grande River in the States of Colorado and New Mexico, and in Texas above Fort Quitman in Hudspeth County. It is limited in operation to that portion of the Rio

Grande in Texas lying north of, or above, Fort Quitman, and is inapplicable to any portion of the Rio Grande, or the waters thereof, lying below, or downstream from, Fort Quitman.

The Rio Grande Compact was drafted and ratified by the three signatory States in 1929. It preserves the present Texas rights in and to the waters of the Rio Grande above Fort Quitman, but by its own terms would expire June 1, 1935. In January of this year the members of the Rio Grande Compact Commission (Texas being represented by Major Richard F. Burges of El Paso) meeting at Santa Fe, New Mexico, unanimously voted to recommend to the Governors of the three signatory States that the life of the present Rio Grande Compact be extended to June 1, 1937. The attached bill is the form of Texas ratification for such extension. This extension would preserve the status quo and protect all existing Texas rights until June 1, 1937. I recommend the immediate ratification of the Rio Grande Compact extension by passage of the attached bill. Similar bills are to be submitted to the Legislatures of Colorado and New Mexico in the immediate future and it is highly desirable that Texas ratify the Compact extension agreement at this time.

Respectfully submitted,

JAMES V. ALLRED,

Governor of Texas.

ADDITIONAL SIGNERS OF BILLS AND RESOLUTIONS

By unanimous consent of the House, the following were authorized to sign bills and resolutions as follows:

Mr. Jones of Falls, House Joint Resolution No. 38.

Mr. Venable, House Bill No. 4.

Mr. Stovall, House Concurrent Resolution No. 36.

Mr. Thornton, House Joint Resolution No. 1.

Mr. Ash, House Bill No. 16.

BILL ORDERED PRINTED

On motion of Mr. Fox, House Bill No. 549, reported adversely with a minority favorable report, was ordered printed.

RELATIVE TO RESOLUTION PERIOD

On motion of Mr. Alexander, the House dispensed with the consideration of resolutions at this time.

HOUSE JOINT RESOLUTION NO. 3 ON SECOND READING

The Speaker laid before the House, on its second reading,

H. J. R. No. 3, Proposing to amend Section 2, Article VI, of the Constitution, repealing the provision making the payment of a poll tax a qualification as a voter and providing that the same shall hereafter read as hereinafter set out.

The resolution was read second time.

Mr. Shofner offered the following committee amendment to the resolution:

Amend House Joint Resolution No. 3, Section 1, by striking out all after the last semi-colon and inserting in lieu thereof the following:

"The Legislature may authorize absentee voting and shall provide for registration of voters."

The amendment was adopted.

Mr. Shofner offered the following committee amendment to the resolution:

Amend Section 2 of House Joint Resolution No. 3 by striking out the following:

"For the amendment, providing that the payment of a poll tax and the holding of a receipt therefor shall not be a qualification of a voter, and repealing that provision in the present Constitution."

"Against the amendment, providing that the payment of a poll tax and the holding of a receipt therefor shall not be a qualification of a voter, and repealing that provision in the present Constitution."

And insert in lieu thereof:

"For the amendment abolishing payment of a poll tax as a qualification for voting and requiring the Legislature to provide for registration of voters."

"Against the amendment abolishing payment of a poll tax as a qualification for voting and requiring the Legislature to provide for registration of voters."

The amendment was adopted.

Mr. Cagle offered the following amendment to the resolution:

Amend House Joint Resolution No. 3, line 24, page 1, by adding after the word "elections," the following, "and provided that the Legislature is empowered to prescribe a literacy test for voters."

Mr. Venable raised a point of order on further consideration of the amendment by Mr. Cagle, on the ground that the amendment is not germane to the resolution.

The Speaker overruled the point of order.

Mr. Quinn moved to table the amendment by Mr. Cagle.

The motion to table was lost.

Question recurring on the amendment by Mr. Cagle, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—39

Alexander	Jefferson
Beck	Jones of Falls
Burton	Jones of Runnels
Cagle	Jones of Wise
Colson	Lanning
Crossley	Luker
Daniel	McCalla
Davison of Fisher	McFarland
Dickison	Morris
Dwyer	Petsch
Ford	Roane
Frazer	Rogers
Gibson	Rutta
Glass	Scarborough
Good	Settle
Graves	Spears
Gray	Steward
Holland	Stinson
Hunter	Thornton
Hyder	

Nays—95

Adamson	Cooper
Aikin	Craddock
Alsup	Davis
Ash	Davison
Atchison	of Eastland
Bergman	Dunagan
Bourne	Dunlap of Hays
Bradbury	Dunlap of Kleberg
Bradford	England
Broyles	Fain
Butler of Karnes	Farmer
Caldwell	Fisher
Canon	Fitzwater
Celaya	Fox
Clayton	Fuchs
Collins	Greathouse
Colquitt	Hankamer

Hardin	Nicholson
Harris of Archer	Olsen
Harris of Dallas	Padgett
Hartzog	Palmer
Head	Patterson
Hodges	Payne
Hofheinz	Pope
Howard	Quinn
Huddleston	Reader
Jackson	Reed of Bowie
James	Reed of Dallas
Jones of Atascosa	Riddle
Jones of Shelby	Roach of Angelina
Keefe	Roach of Hunt
King	Roark
Knetsch	Roberts
Lange	Shofner
Latham	Smith
Leath	Stanfield
Lemens	Stovall
Lindsey	Tarwater
Lotief	Tennyson
Lucas	Venable
Mauritz	Waggoner
McConnell	Walker
McKee	Wells
McKinney	Westfall
Moffett	Wood of Harrison
Moore	Wood of Montague
Morrison	Young
Newton	Youngblood

Absent

Cowley	Leonard
Duvall	Morse
Herzik	Russell
Hunt	

Absent—Excused

Adkins	Hoskins
Butler of Brazos	Tillery
Calvert	Worley
Hill	

Mr. Farmer offered the following amendment to the resolution:

Amend House Joint Resolution No. 3 as follows, line 13 of page 1 shall read:

"Section 1. Section 2 of Article VI shall read:

"Section 2. Every person subject."

The amendment was adopted.

Mr. Farmer offered the following amendment to the resolution:

Amend House Joint Resolution No. 3 to read in lines 27 and 28 of page 1, as follows:

"Fourth Saturday in August, 1935."

Mr. Lemens moved the previous question on the pending amendment, amendments on the Speaker's desk, and the resolution, and the main question was ordered.

Question recurring on the amendment by Mr. Farmer, it was adopted.

Mr. Pope offered the following amendment to the resolution:

Amend House Joint Resolution No. 3 by adding at the end of Section 1, the following, "but without charge."

The amendment was adopted.

By unanimous consent of the House the resolving clause of the resolution was ordered amended to conform to all changes and to the body of the resolution.

House Joint Resolution No. 3 was then passed to engrossment by the following vote:

Yeas—71

Adamson	Hunter
Aikin	Hyder
Bradbury	Jackson
Bradford	Jones of Shelby
Broyles	Jones of Wise
Burton	Keefe
Cagle	Lanning
Caldwell	Latham
Clayton	Lotief
Collins	Lucas
Colson	Luker
Cowley	McKee
Craddock	Moffett
Davisson	Morris
of Eastland	Morrison
Dunagan	Newton
Dunlap of Hays	Nicholson
England	Palmer
Fain	Pope
Farmer	Quinn
Fisher	Roach of Hunt
Fitzwater	Roark
Ford	Russell
Fox	Settle
Frazer	Shofner
Glass	Smith
Good	Spears
Gray	Stanfield
Greathouse	Stinson
Hankamer	Stovall
Hardin	Venable
Harris of Archer	Waggoner
Hofheinz	Walker
Holland	Wells
Huddleston	Wood of Montague
Hunt	Youngblood

Nays—63

Alexander	Colquitt
Alsup	Cooper
Atchison	Crossley
Beck	Daniel
Bergman	Davis
Bourne	Dickison
Butler of Karnes	Dunlap of Kleberg
Canon	Fuchs
Celaya	Gibson

Graves	Morse
Harris of Dallas	Olsen
Hartzog	Padgett
Head	Patterson
Herzik	Payne
Hodges	Petsch
Howard	Reader
James	Reed of Bowie
Jefferson	Reed of Dallas
Jones of Atascosa	Roach of Angelina
Jones of Runnels	Roane
King	Roberts
Knetsch	Rogers
Lange	Rutta
Leath	Scarborough
Lemens	Steward
Lindsey	Tarwater
Mauritz	Tennyson
McCalla	Thornton
McConnell	Westfall
McFarland	Wood of Harrison
McKinney	Young
Moore	

Absent

Ash	Jones of Falls
Davison of Fisher	Leonard
Duvall	Riddle
Dwyer	

Absent—Excused

Adkins	Hoskins
Butler of Brazos	Tillery
Calvert	Worley
Hill	

Reasons for Vote

We voted against House Joint Resolution No. 3 for the following reasons:

1. It would mean a loss of at least a million and a half dollars a year to the Available School Fund, now in the red, and a loss of at least a half million dollars a year to our General Revenue Fund, now millions in the red.

2. No substitute is offered to replace the money thus lost to the school fund, and we believe that adoption of the resolution is just another step toward the general sales, or "poverty" tax.

3. It is discriminatory in that a poll tax could still be levied against property taxpayers and exempts only those who pay absolutely nothing toward our government and our schools, and thus further oppressing the small home owner and the over-burdened farm owner.

4. There is another measure before the House which seeks to reduce the poll tax, which we favor.

5. We believe in the purity of the ballot and being mindful of the reasons for the amendment requiring the payment of a poll tax, we voted against House Joint Resolution No. 3, which removes that which guarantees that purity.

RUTTA,
HERZIK,
ROANE.

RECESS

On motion of Mr. Tennyson, the House, at 12 o'clock m., took recess to 2 o'clock p. m., today.

AFTERNOON SESSION

The House met at 2 o'clock p. m., and was called to order by the Speaker.

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, February 26, 1935.
Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 527, A bill to be entitled "An Act making certain emergency appropriations out of the General Revenue of the State of Texas for the support and maintenance of the Texas State Parks Board for the balance of the fiscal year ending August 31, 1935, to cover the office expenses, traveling expenses, the purchase of two (2) light automobile station wagons for engineering and field parties and three (3) light sedans for inspectors, two survey instruments and field equipment for two (2) engineering parties, etc., and declaring an emergency."

H. B. No. 587, A bill to be entitled "An Act to amend Article 2815a, Title 49, of the Revised Statutes of the State of Texas, revision of 1925, as amended by Acts of 1927, Fortieth Legislature, page 124, Chapter 82, Section 1, and declaring an emergency."

Respectfully,
BOB BARKER,
Secretary of the Senate.

SENATE BILL NO. 90 ON PASSAGE TO THIRD READING

The Speaker laid before the House, as unfinished business, on passage to third reading,

S. B. No. 90, A bill to be entitled "An Act providing for the issuance of three million five hundred thousand dollars (\$3,500,000) of Texas Relief Bonds, Fourth Series, under Section 51a, of Article III, of the Constitution of Texas, and declaring an emergency;"

The bill having heretofore been read second time, with committee amendment, and amendment by Mr. Reed of Bowie to the committee amendment, pending.

Mr. Moffett moved the previous question on the pending amendment, amendments on the Speaker's desk, and the bill, and the main question was ordered.

Mr. Greathouse moved to reconsider the vote by which the main question was ordered.

The motion to reconsider was lost. (Pending consideration of the amendment, Mr. Latham occupied the Chair temporarily.)

(Speaker in the Chair.)

Question recurring on the amendment by Mr. Reed of Bowie, yeas and nays were demanded.

The amendment was lost by the following vote:

Yeas—35

Aikin	Knetsch
Bourne	Lanning
Bradbury	Leath
Broyles	Lucas
Cagle	Mauritz
Colquitt	McConnell
Craddock	McKee
Daniel	Olsen
Dunlap of Hays	Reed of Bowie
Farmer	Reed of Dallas
Frazer	Roach of Angelina
Glass	Roane
Good	Shofner
Greathouse	Smith
Hardin	Walker
Harris of Dallas	Westfall
Hunt	Wood of Harrison
Keefe	

Nays—79

Adamson	Clayton
Alsup	Collins
Atchison	Colson
Bergman	Cooper
Bradford	Cowley
Burton	Crossley
Butler of Karnes	Davison of Fisher
Caldwell	Dunlap of Kleberg
Calvert	England
Canon	Fain

Fisher	Moffett
Ford	Moore
Fox	Morris
Fuchs	Morrison
Graves	Morse
Hankamer	Padgett
Harris of Archer	Palmer
Hartzog	Patterson
Head	Payne
Herzik	Petsch
Hodges	Quinn
Hofheinz	Reader
Holland	Riddle
Huddleston	Roach of Hunt
Hunter	Roark
Hyder	Roberts
Jackson	Rogers
James	Russell
Jefferson	Scarborough
Jones of Atascosa	Settle
Jones of Runnels	Steward
Jones of Shelby	Tennyson
Jones of Wise	Thornton
King	Venable
Lange	Waggoner
Latham	Wells
Lemens	Wood of Montague
Lindsey	Young
McCalla	Youngblood
McKinney	

Present—Not Voting

Fitzwater

Absent

Alexander	Jones of Falls
Ash	Leonard
Beck	Lotief
Celaya	Luker
Davis	McFarland
Davisson	Newton
of Eastland	Nicholson
Dickison	Pope
Dunagan	Rutta
Duvall	Spears
Dwyer	Stanfield
Gibson	Stinson
Gray	Stovall
Howard	Tarwater

Absent—Excused

Adkins	Hoskins
Butler of Brazos	Tillery
Hill	Worley

Mr. Lanning offered the following amendment to the committee amendment:

Amend committee amendment to Senate Bill No. 90 by striking out Section 13 and insert in lieu thereof:

"The Board of Control shall receive no additional salary and shall pay no administrative officer or employe in excess of \$200 per month, and may hire and discharge such ad-

ministrative officer and employes from time to time as they deem best for the interest of the people."

Mr. Moffett raised a point of order on further consideration of that section of the amendment offered by Mr. Lanning, which relates to the salary to be paid the Board of Control, on the ground that the subject matter contained in the section has heretofore been acted on by the House.

The Speaker overruled the point of order.

Mr. Aikin called for a division of the question in the amendment offered by Mr. Lanning.

Question first recurring on that section of the amendment which relates to the "salary to be paid to the Board of Control," yeas and nays were demanded.

That section of the amendment was lost by the following vote:

Yeas—30

Bourne	Keefe
Bradbury	Knetsch
Broyles	Lanning
Cagle	Lotief
Davison of Fisher	Lucas
Dunlap of Hays	Mauritz
Farmer	McConnell
Fitzwater	McKee
Fuchs	Olsen
Good	Reed of Bowie
Gray	Reed of Dallas
Greathouse	Roane
Hardin	Scarborough
Hartzog	Smith
Hunt	Wood of Harrison

Nays—96

Adamson	Crossley
Aikin	Davisson
Alexander	of Eastland
Alsup	Dwyer
Ash	England
Atchison	Fain
Bergman	Fisher
Bradford	Ford
Burton	Frazer
Butler of Karnes	Gibson
Caldwell	Glass
Calvert	Graves
Canon	Hankamer
Celaya	Harris of Archer
Clayton	Harris of Dallas
Collins	Head
Colquitt	Herzik
Colson	Hodges
Cooper	Hofheinz
Cowley	Holland
Craddock	Howard

Huddleston	Payne
Hunter	Petsch
Hyder	Quinn
Jackson	Reader
James	Riddle
Jones of Atascosa	Roach of Angelina
Jones of Falls	Roach of Hunt
Jones of Runnels	Roark
Jones of Shelby	Roberts
Jones of Wise	Rogers
King	Rutta
Latham	Settle
Lemens	Shofner
Leonard	Spears
Lindsey	Steward
Luker	Stinson
McCalla	Tarwater
McKinney	Tennyson
Moffett	Thornton
Moore	Venable
Morris	Waggoner
Morrison	Walker
Morse	Wells
Newton	Westfall
Nicholson	Wood of Montague
Padgett	Young
Palmer	Youngblood
Patterson	

Present—Not Voting

Davis

Absent

Adkins	Jefferson
Beck	Lange
Daniel	Leath
Dickison	McFarland
Dunagan	Pope
Dunlap of Kleberg	Russell
Duvall	Stanfield
Fox	Stovall

Absent—Excused

Butler of Brazos	Tillery
Hill	Worley
Hoskins	

Question next recurring on that section of the amendment which relates to "employees to be hired by the Board of Control," yeas and nays were demanded.

That section of the amendment was adopted by the following vote:

Yeas—90

Adamson	Canon
Adkins	Clayton
Aikin	Collins
Atchison	Colson
Bourne	Cooper
Bradbury	Cowley
Broyles	Craddock
Cagle	Crossley
Caldwell	Davison of Fisher

Davisson	Luker
of Eastland	Mauritz
Dunlap of Hays	McConnell
Dwyer	McKinney
England	Moffett
Fain	Moore
Farmer	Morris
Fisher	Morrison
Fitzwater	Newton
Fuchs	Olsen
Glass	Padgett
Good	Palmer
Gray	Quinn
Hardin	Reed of Bowie
Harris of Archer	Reed of Dallas
Harris of Dallas	Riddle
Hartzog	Roach of Angelina
Head	Roach of Hunt
Herzik	Roane
Hodges	Roark
Hofheinz	Roberts
Howard	Rutta
Huddleston	Scarborough
Hunt	Shofner
Hunter	Smith
James	Spears
Jones of Falls	Stovall
Keefe	Tarwater
King	Venable
Knetsch	Waggoner
Lange	Walker
Lanning	Wells
Latham	Westfall
Leath	Wood of Harrison
Lemens	Young
Lotief	Youngblood
Lucas	

Nays—37

Alexander	Jones of Shelby
Alsup	Jones of Wise
Bergman	Lindsey
Bradford	McCalla
Burton	McKee
Butler of Karnes	Morse
Calvert	Nicholson
Celaya	Patterson
Davis	Payne
Ford	Petsch
Frazer	Reader
Gibson	Rogers
Graves	Settle
Hankamer	Steward
Holland	Stinson
Hyder	Tennyson
Jackson	Thornton
Jones of Atascosa	Wood of Montague
Jones of Runnels	

Present—Not Voting

Colquitt

Absent

Ash	Dunagan
Beck	Dunlap of Kleberg
Daniel	Duvall
Dickison	Fox

Greathouse	Pope
Jefferson	Russell
Leonard	Stanfield
McFarland	

Absent—Excused

Butler of Brazos	Tillery
Hill	Worley
Hoskins	

(Mr. McKee asked unanimous consent of the House to have his vote recorded as "yea" instead of "nay" on the above amendment. There was objection offered.)

Mr. Lucas offered the following amendment to the committee amendment:

Amend committee amendment to Senate Bill No. 90, page 25, line 28, by adding a new section to be known as Section "e":

"The State Board of Control and its agencies herein provided may also provide the labor necessary to complete Federal school and gymnasium projects which are now uncompleted, and from which Federal aid is at this time withdrawn. And provided further, that the prevailing rate of wages shall be paid on such projects."

The amendment was adopted.

Mr. Moffett offered the following amendment to the committee amendment:

Amend committee amendment for Senate Bill No. 90, page 25, by adding a new subsection after Subsection "e," Section 12, to be known as "f."

"Subsection f. The State Board of Control is authorized to permit construction out of Federal funds on State-owned property to house the Texas Relief Commission Division of the State Board of Control, and to purchase sufficient material for the completion thereof; said material not to exceed 40 per cent of the cost of said building, which building shall be constructed by the State Board of Control with any unemployment labor available in the State of Texas and eligible for employment of relief projects; and further provided, that upon the termination of relief work in the State of Texas, if said building shall not be longer needed for relief purposes, it shall be used for other State purposes as directed by the State Board of Control."

The amendment was lost.

Mr. Lotief offered the following amendment to the committee amendment:

Amend committee amendment to Senate Bill No. 90 by adding a new section to read as follows:

"There is hereby levied a tax of two and one-half per cent of all monies that is wagered in Texas at race tracks to retire State Relief Bond or any part of it."

Mr. Hankamer raised a point of order on further consideration of the amendment by Mr. Lotief, on the ground that the amendment is not germane to the bill.

The Speaker sustained the point of order.

Mr. Lotief moved that Section 7 of Rule XX of the House Rules be suspended for the purpose of considering the amendment by Mr. Lotief.

The motion prevailed.

Mr. Daniel raised a point of order on further consideration of the amendment by Mr. Lotief, on the ground that the amendment is vague and indefinite.

The Speaker sustained the point of order.

Mr. Pope offered the following amendment to the committee amendment:

Amend committee amendment to Senate Bill No. 90 by adding a new Section 12, to read as follows:

"Section 12. The Board of Control shall provide for the re-establishment and re-equipment and reopening of the nineteen meat canneries operated by the Texas Relief Agencies in the winter of 1933. If it be found impractical to establish all of said canneries, then the Board of Control may establish such of them or such other such canneries as are found to be economical and self-sustaining; provided, the old equipment shall be used in re-establishing these canneries, and not more than two thousand dollars in new equipment shall be used in each such cannery, and not more than ten thousand for each cannery shall be used as a revolving fund with which to purchase live stock to be canned for relief agencies. The Board of Control shall take the products from such canneries at the cost of production, less the cost of labor, and thereby reimburse such revolving

funds, and shall provide an equitable method of canning meat products for the public where such meat supply is furnished by those desiring same canned. In purchasing the meat supply for such canneries the Board of Control shall fix such rules and regulations as will give each county an equal proration of the live stock used in such canneries, based on the live stock population of such counties. Each cannery shall be furnished an equal supply of meat products for canning by the Board of Control and shall be operated in such manner as to reasonably make use of the relief labor on direct relief."

The amendment was adopted.

Mr. Pope offered the following amendment to the committee amendment:

Amend committee amendment to Senate Bill No. 90 by adding Sections 12h, i, j, k, l, m, n, o, p, q, r, and s, before Section 13, page 25, to read as follows:

"Section 12h. One or more farm centers may be established anywhere within the State of Texas as hereinafter provided, to be designated industrial farm center.

"Sec. 3. The Board of Control shall inspect, select, purchase, and cause proper improvements to be made upon said farm centers, which purchase price shall be from proceeds of the sale of bonds for the relief of the needy in Texas.

"Sec. 12i. The land to be purchased as herein provided shall already have upon it an artesian well, reservoir, and pumping equipment necessary and proper for irrigating the land, or one or more wells shall be drilled thereon after the land is purchased and the other necessary improvements made thereon under the direction and supervision of the Board of Control.

"Sec. 12j. The tracts shall be divided into approximately one or two-acre plots and a house shall be erected on each plot suitable for accommodating a family of four or four single men, as the case may be, or four single women.

"Sec. 12k. The occupants of each of said houses shall plant, grow, and cultivate crops for their own use and for sale.

"Sec. 12l. Poultry, hogs, cows, and other necessary live stock shall be maintained in a central department

of said center for the use and benefit of inmates. Each to share in proportion to his contribution.

"Sec. 12m. The Board of Control, with such officers as they may appoint for that purpose, shall manage each farm center established. The Attorney General of Texas shall pass on all titles and no tract shall be purchased until the title is so approved.

"Sec. 12n. Support and maintenance of the institution shall be procured by the growing thereon of vegetables, that are practicable and remunerative, such as beans, onions, spinach, eggplant, peppers, tomatoes, turnips, parsley, grain, and forage, and other crops, and the raising thereon of cattle, chickens, pigs, goats, sheep, for milk, meat, butter, and egg supply. On each farm center a suitable home canning outfit shall be installed in order to put up vegetables and meats grown thereon for use out of season. The excess shall be sold at a fair price by each family or individual supplying the raw material, as the case may be, after deducting cost of canning.

"Sec. 12o. Citizens of the State of Texas between the ages of 21 and 60 and who have no other means of earning a living shall be eligible to admission to any farm center, except persons incapable of manual labor, such as is ordinarily required in agricultural pursuits and persons suffering from dangerous, contagious, or infectious disease.

"Sec. 12p. A citizen of this State under the provisions of this Act is defined as a person who has actual residence therein, with bona fide intention of being a citizen thereof, for a period of at least twelve months next preceding the filing of such application.

"Sec. 12q. All persons admitted shall abide by the rules and regulations of said institution as prescribed by the Board of Control, and the Board of Control is hereby authorized to make such rules and regulations and enforce the same by expelling from premises all occupants who refuse to abide thereby.

"Sec. 12r. The chairman of the Board of Control shall keep, or cause to be kept, a file of all applicants in alphabetical order, and eligible applicants shall be admitted according to their file number.

"Sec. 12s. The total amount of all salaries paid for the administration of any farm center created under this Act shall not exceed \$300 per month."

Mr. Wells moved that Sections 6 and 8 of Rule XIV of the House Rules, which Rule relates to the making of motions to recess or adjourn when the House is operating under the previous question, be suspended, for the purpose of making motions to adjourn or recess at this time.

Mr. Morse raised a point of order on further consideration of the motion by Mr. Wells at this time, on the ground that when the House is operating under the previous question and some of the propositions have already been voted on, and a vote on the main question has not been reached, that a motion, or series of motions, to suspend the Rules is not in order, as same would be in violation of Section 8 of Rule XIV.

The Speaker overruled the point of order.

Question recurring on the above motion by Mr. Wells, it was lost.

Question next recurring on the amendment by Mr. Pope, it was adopted.

Mr. McCalla offered the following amendment to the committee amendment:

Amend committee amendment to Senate Bill No. 90 by inserting on page 25, between lines 28 and 29, the following:

"E. The Board of Control is hereby directed to use two and one-half per cent (2½%), or so much thereof as may be necessary, of the proceeds of the Texas Relief Bonds herein authorized, for the payment of hospital services, and such services shall be available to persons who are eligible for relief under the terms of this Act, in need of hospital services and who are unable to bear such expense. Provided, however, that the amount authorized to be expended for such purposes shall not exceed two dollars and fifty cents (\$2.50) per day per patient. Such hospitalization shall be authorized only in cases where special care is essential to the preservation of life and health, and the same can not be otherwise adequately secured."

McCALLA,
JAMES.

The amendment was adopted.

Mr. Lotief offered the following amendment to the committee amendment:

Amend committee amendment to Senate Bill No. 90 by adding a new section after Section 3, to be numbered Section 3a, to read as follows:

"A tax of two and one-half per cent (2½%) is hereby levied upon all money wagered or contributed on horse races, under the provisions of Chapter 10, Acts of the First Called Session of the Forty-third Legislature. The Comptroller of Public Accounts is directed and is hereby authorized to employ a sufficient number of deputies to check the amounts wagered on horse races under the provisions of said Chapter 10 and to collect two and one-half per cent (2½%) tax assessed upon such funds. The Comptroller of Public Accounts shall deposit one per cent (1%) of the tax collected to the credit of the Comptroller of Public Accounts with the State Treasurer, such funds to be used to administer the duties of the said Comptroller under this Act, and the balance, after deducting the expenses incident to the collection of the tax hereby levied, shall be deposited to the credit of the Texas Relief Sinking Bond Fund. Said amount so collected shall be in addition to all other funds hereinafter provided for the retirement of the relief bonds issued under this Act.

"It is further provided that the tax hereby levied upon the money wagered under the provisions of Chapter 10, Acts of the First Called Session of the Forty-third Legislature shall be in addition to the taxes provided in said Chapter.

"Said Texas Relief Sinking Bond Fund shall be kept by said State Treasurer as a special fund out of which the interest of said bonds shall be paid and out of which said bonds shall be redeemed, and the same is hereby appropriated for the purpose of paying the interest and the principal of the bonds authorized by this Act, it being the intention of the Legislature to set apart and preserve an adequate fund to pay off and discharge the principal and interest of said obligation as and when same becomes due and payable."

LOTIEF,
DUNAGAN,
JAMES.

Mr. Daniel raised a point of order on further consideration of the amendment by Mr. Lotief, on the ground that the amendment was not on the Speaker's desk when the previous question was ordered.

The Speaker sustained the point of order.

On motion of Mr. Dunagan, the House Rule which prohibits the offering of amendments after the previous question has been ordered, was suspended for the purpose of considering the above amendment by Mr. Lotief.

Question recurring on the amendment by Mr. Lotief, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—86

Alexander	Hyder
Alsup	Jackson
Atchison	James
Bergman	Jefferson
Bradbury	Jones of Shelby
Bradford	King
Broyles	Knetsch
Burton	Latham
Butler of Karnes	Lotief
Cagle	Lucas
Caldwell	Luker
Canon	McCalla
Celaya	McKee
Collins	McKinney
Colquitt	Moore
Cooper	Morrison
Crossley	Newton
Davison of Fisher	Olsen
Dickison	Padgett
Dunagan	Patterson
Dunlap of Hays	Payne
Duvall	Pope
Dwyer	Quinn
England	Reader
Fain	Reed of Bowie
Fisher	Reed of Dallas
Fitzwater	Riddle
Fuchs	Roach of Angelina
Gibson	Roberts
Glass	Rogers
Good	Russell
Gray	Rutta
Greathouse	Settle
Hardin	Smith
Harris of Archer	Steward
Harris of Dallas	Stinson
Herzik	Stovall
Hodges	Tennyson
Hofheinz	Venable
Holland	Waggoner
Howard	Walker
Huddleston	Wood of Harrison
Hunt	Young

Nays—43

Adamson	Lanning
Adkins	Leath
Aikin	Lemens
Bourne	Lindsey
Calvert	McConnell
Clayton	McFarland
Craddock	Morris
Daniel	Morse
Davisson	Nicholson
of Eastland	Palmer
Farmer	Roach of Hunt
Ford	Roane
Fox	Roark
Frazer	Scarborough
Hankamer	Shofner
Hartzog	Stanfield
Head	Tarwater
Hunter	Thornton
Jones of Atascosa	Wells
Jones of Falls	Westfall
Jones of Runnels	Wood of Montague
Keefe	Youngblood

Present—Not Voting

Davis	Jones of Wise
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Absent

Ash	Lange
Beck	Leonard
Colson	Mauritz
Cowley	Moffett
Dunlap of Kleberg	Petsch
Graves	Spears

Absent—Excused

Butler of Brazos	Tillery
Hill	Worley
Hoskins	

Paired

Mr. Jones of Wise (present), who would vote "nay," with Mr. Spears of Bexar (absent), who would vote "yea."

Reasons for Vote

I voted for the amendment to the relief bill which levied two and one-half per cent on race track gambling, because, in my opinion, the race tracks should pay more taxes and help feed the hungry and clothe the naked of Texas. The vote does not mean that I favor race track gambling, because I do not.

BRADBURY.

Question next recurring on the committee amendment, as amended, it was adopted.

By unanimous consent of the House the caption of the bill was ordered amended to conform to all changes and to the body of the bill.

Senate Bill No. 90 was then passed to third reading.

SENATE BILL NO. 90 ON THIRD READING

Mr. Tennyson moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 90 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—125

Adamson	Harris of Dallas
Alexander	Hartzog
Alsup	Head
Ash	Herzik
Atchison	Hodges
Bergman	Hofheinz
Bourne	Holland
Bradbury	Howard
Bradford	Hunt
Broyles	Hunter
Burton	Hyder
Butler of Karnes	Jackson
Cagle	James
Caldwell	Jones of Atascosa
Calvert	Jones of Falls
Canon	Jones of Runnels
Celaya	Jones of Shelby
Clayton	Jones of Wise
Collins	King
Colquitt	Knetsch
Colson	Lanning
Cooper	Latham
Craddock	Leath
Crossley	Lemens
Daniel	Leonard
Davis	Lindsey
Davison of Fisher	Lotief
Davisson	Lucas
of Eastland	McCalla
Dickison	McConnell
Dunagan	McFarland
Dunlap of Hays	McKee
Dunlap of Kleberg	McKinney
Duvall	Moffett
Dwyer	Moore
England	Morris
Fain	Morrison
Farmer	Morse
Fisher	Newton
Fitzwater	Nicholson
Ford	Olsen
Fox	Palmer
Fuchs	Patterson
Gibson	Payne
Glass	Pope
Gray	Quinn
Greathouse	Reader
Hankamer	Reed of Bowie
Hardin	Reed of Dallas
Harris of Archer	Riddle

Roach of Angelina	Stinson
Roach of Hunt	Stovall
Roark	Tarwater
Roberts	Tennyson
Rogers	Thornton
Russell	Venable
Rutta	Waggoner
Scarborough	Walker
Settle	Wells
Shofner	Westfall
Smith	Wood of Harrison
Stanfield	Wood of Montague
Steward	Youngblood

Nays—4

Adkins	Good
Aikin	Keefe

Absent

Beck	Luker
Cowley	Mauritz
Frazer	Padgett
Graves	Petsch
Huddleston	Roane
Jefferson	Spears
Lange	Young

Absent—Excused

Butler of Brazos	Tillery
Hill	Worley
Hoskins	

The Speaker then laid Senate Bill No. 90 before the House on its third reading and final passage.

The bill was read third time.

Mr. Roane and Mr. Hartzog offered the following amendment to the bill:

Amend Senate Bill No. 90 by adding the following as a new section:

"Provided, that this tax shall not apply to county-owned fairs that hold racing meets not exceeding seven days in any year."

The amendment was adopted.

By unanimous consent of the House the caption of the bill was ordered amended to conform to all changes and to the body of the bill.

Senate Bill No. 90 was then passed by the following vote:

Yeas—122

Adamson	Burton
Alexander	Butler of Karnes
Alsup	Caldwell
Ash	Calvert
Atchison	Celaya
Bergman	Clayton
Bradbury	Collins
Bradford	Colquitt
Broyles	Colson

Cooper	Leonard
Craddock	Lindsey
Crossley	Lotief
Davis	Lucas
Davison of Fisher	Luker
Davisson	McCalla
of Eastland	McConnell
Dunagan	McFarland
Dunlap of Hays	McKee
Dunlap of Kleberg	McKinney
Duvall	Moffett
Dwyer	Moore
England	Morrison
Fain	Morse
Farmer	Newton
Fisher	Nicholson
Fitzwater	Olsen
Ford	Palmer
Fox	Patterson
Frazer	Payne
Fuchs	Pope
Gibson	Reader
Glass	Reed of Bowie
Gray	Reed of Dallas
Greathouse	Riddle
Hankamer	Roach of Angelina
Hardin	Roach of Hunt
Harris of Archer	Roark
Harris of Dallas	Roberts
Hartzog	Rogers
Head	Russell
Herzik	Rutta
Hodges	Settle
Hofheinz	Shofner
Holland	Smith
Howard	Spears
Huddleston	Stanfield
Hunt	Steward
Hunter	Stinson
Hyder	Stovall
Jackson	Tarwater
James	Tennyson
Jefferson	Thornton
Jones of Atascosa	Venable
Jones of Falls	Waggoner
Jones of Runnels	Walker
Jones of Shelby	Wells
Jones of Wise	Westfall
King	Wood of Harrison
Knetsch	Wood of Montague
Lanning	Young
Latham	Youngblood
Lemens	

Nays—11

Aikin	Keefe
Bourne	Leath
Cagle	Morris
Canon	Roane
Daniel	Scarborough
Good	

Absent

Adkins	Lange
Beck	Mauritz
Cowley	Padgett
Dickison	Petsch
Graves	Quinn

Absent—Excused

Butler of Brazos	Tillery
Hill	Worley
Hoskins	

Mr. McKee moved to reconsider the vote by which the bill was passed and to table the motion to reconsider.

The motion to table prevailed.

Reason for Vote

Originally I was in favor of this bill, as originally written, but in view of the fact that the same has been amended so as to provide a farm bureau, the purchasing of farms, the drilling of artesian wells only, the building of houses, a two and one-half per cent for hospitalization, and includes other matters foreign to relief, I do not think the bill as amended can be termed a relief bill, and that same controverts the purpose for which it was originally intended. The amendment offered by Hartzog and myself I favor.

ROANE.

INTRODUCTION OF ROUND-UP CLUB OF FAT STOCK SHOW OF FORT WORTH

Mr. Duvall offered the following resolution:

Whereas, The Round-up Club of the Southwestern Exposition and Fat Stock Show of Fort Worth is in the Capitol; and

Whereas, This club is here for the purpose of calling attention of Texas to the cattle raising industry and its exposition; and

Whereas, This club has with it a band of singers and players; be it

Resolved, That the House invite the club to present its entertainment for ten minutes in the Hall of the House of Representatives.

The resolution was read second time, and was adopted.

In accordance with the above action, the Round-up Club of the Southwestern Exposition and Fat Stock Show of Fort Worth was escorted to the Speaker's stand by Hon. Lonnie Smith and Hon. J. C. Duvall.

The members of the club then played and sang several selections.

BILLS SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice

thereof and their captions had been read severally, the following enrolled bills:

H. B. No. 527, "An Act making certain emergency appropriations out of the General Revenue of the State of Texas for the support and maintenance of the Texas State Parks Board for the balance of the fiscal year ending August 31, 1935, to cover the office expenses, traveling expenses, the purchase of two (2) light automobile station wagons for engineering and field parties and three (3) light sedans for inspectors, two survey instruments and field equipment for two (2) engineering parties, etc., and declaring an emergency."

H. B. No. 587, "An Act to amend Article 2815a, Title 49, of the Revised Statutes of the State of Texas, revision of 1925, as amended by Acts of 1927, Fortieth Legislature, page 124, Chapter 82, Section 1, and declaring an emergency."

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, February 26, 1935.
Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

S. B. No. 292, A bill to be entitled "An Act making an emergency appropriation of money for the Sam Houston State Teachers College at Huntsville, Texas; providing the purpose thereof, and declaring an emergency."

S. B. No. 309, A bill to be entitled "An Act providing relief for the Centralia Common School District No. 35 of Trinity County, Texas, in order to aid said school district in rebuilding its properties and equipping its school which was destroyed by cyclone which struck the community of Centralia on the seventh day of February, 1935; providing for work relief; making an appropriation to aid said district for said property, and declaring an emergency."

Respectfully,
BOB BARKER,
Secretary of the Senate.

SENATE BILLS ON FIRST READING

The following Senate bills, received from the Senate today, were laid be-

fore the House, read severally first time, and referred to the appropriate committees, as follows:

Senate Bill No. 292, to the Committee on Appropriations.

Senate Bill No. 309, to the Committee on Appropriations.

ADJOURNMENT

Mr. Lotief moved that the House adjourn until 10 o'clock a. m., tomorrow.

Mr. Walker moved that the House recess to 10 o'clock a. m., tomorrow.

Question first recurring on the motion by Mr. Lotief, it prevailed, and the House, accordingly, at 5:30 o'clock p. m., adjourned until 10 o'clock a. m., tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills, as follows:

Agriculture: House Bill No. 509.
Counties: House Bills Nos. 102, 269, 440, 441, and 442.
Education: House Bills Nos. 392 and 684.

Penitentiaries: House Bills Nos. 389 and 479.

Revenue and Taxation: House Bills Nos. 396 and 397.

The Committee on Criminal Jurisprudence filed an adverse report, with a minority favorable report, on House Bill No. 549.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,
Austin, Texas, February 25, 1935.
Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 527, A bill to be entitled "An Act making certain emergency appropriations out of the General Revenue of the State of Texas for the support and maintenance of the Texas State Parks Board for the balance of the fiscal year ending August 31, 1935, to cover the office expenses, traveling expenses, the purchase of two (2) light automobile station wagons for engineering and field parties and

three (3) light sedans for inspectors, two survey instruments and field equipment for two (2) engineering parties, etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, February 25, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 587, A bill to be entitled "An Act to amend Article 2815-a, Title 49, of the Revised Statutes of the State of Texas, Revision of 1925, as amended by Acts of 1927, Fortieth Legislature, page 124, Chapter 82, Section 1, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, February 26, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. J. R. No. 3, Proposing to amend Section 2, Article VI, of the Constitution, repealing the provision making the payment of a poll tax a qualification as a voter and providing that the same shall hereafter read as hereinafter set out,

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

REPORTS OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,

Austin, Texas, February 26, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 40, Suspending Joint Rule No. 23, postponing consideration of Senate Bill No. 90 until final disposition of House Bill No. 527 and House Bill No. 587 by the House,

Has carefully compared same, and finds it correctly enrolled.

ROANE, Vice-Chairman.

Committee Room,

Austin, Texas, February 26, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 527, "An Act making certain emergency appropriations out of the General Revenue of the State of Texas for the support and maintenance of the Texas State Parks Board for the balance of the fiscal year ending August 31, 1935, to cover the office expenses, traveling expenses, the purchase of two (2) light automobile station wagons for engineering and field parties and three (3) light sedans for inspectors, two (2) survey instruments and field equipment for two (2) engineering parties, materials, including lumber, hardware, charts, and miscellaneous supplies for constructing furniture and park equipment in State-owned shop located at Bastrop State Park, Bastrop, Texas, and salaries of chief engineer, architect, landscape architect, one (1) superintendent, four (4) technical assistants, three (3) draftsmen, one (1) chief clerk, one (1) bookkeeper, six (6) stenographers and clerks, two (2) field parties for topographical surveys, and declaring an emergency."

Whereas, The Federal Government has appropriated approximately one hundred and sixty-eight million dollars (\$168,000,000), to be expended for park purposes in the several States of the United States, and out of such amount the State of Texas should receive a quota of fourteen million dollars (\$14,000,000), provided the Legislature of Texas shall appropriate sufficient funds to maintain a central office and other facilities to supervise the expenditure of said sum and also further equip parks already completed and those to be completed in the period ending March 1, 1935.

Whereas, The Federal Government, through the Texas State Parks Board has already expended and allotted over six million dollars (\$6,000,000) for park purposes in the State of Texas and which, when added to the value of the lands donated, leaves the State Parks Board in possession of parks reasonably valued at eight million eight hundred thousand dollars (\$8,800,000), etc.,

Has carefully compared same, and finds it correctly enrolled.

ATCHISON, Chairman.

Committee Room,
Austin, Texas, February 26, 1935.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: Your Committee on Enrolled
Bills, to whom was referred

H. B. No. 587, "An Act to amend
Article 2815a, Title 49, of the Revised

Statutes of the State of Texas, revision of 1925, as amended by Acts of 1927, Fortieth Legislature, page 124, Chapter 82, Section 1, and declaring an emergency,"

Has carefully compared same, and
finds it correctly enrolled.

ATCHISON, Chairman.

In Memory of Dr. J. M. Witt

Mr. Jones of Falls offered the following resolution:

Whereas, On Friday afternoon, February 22, 1935, Dr. J. M. Witt of Waco, Texas, was called from his labors in his eighty-fifth year; and

Whereas, Dr. Witt was born in Alabama, August 8, 1850, and came to Texas when 23 years of age, taught school in Moffat in Bell County, and later worked in a mercantile establishment in Moody, McLennan County. He married Miss Mattie Ferguson of Alabama, and they engaged in farming in Central Texas. In 1861 he attended Vanderbilt University and later Tulane. He located at Eddy, where he engaged in the practice of medicine for a number of years. Almost thirty years ago he moved to Waco, and at the age of 56 began his practice in a new community. He made an outstanding success and continued in the active practice of his profession until the very week of his death. He was a former president of McLennan County Medical Society, was physician for the Waco State Home, and was a member of the State Board of Medical Examiners. He was an outstanding citizen of Central Texas and had served his State well during a long and useful life. He was loved and respected by the thousands to whom he had attended and who delighted to know him as their friend. He is survived by his widow and six children: Hon. Edgar E. Witt of Waco, Chas. Witt of Waco, Mrs. Jessie Mansfield of Waco, Dr. Guy F. Witt of Dallas, J. Leslie Witt of Austin, and Bertrand Witt of Austin. Hon. Edgar E. Witt, his son, served in the Senate for almost twenty years, and during the past four years was presiding officer of the Senate. In the passing of Dr. Witt the State has lost a useful citizen. People of Central Texas have lost a beloved neighbor; his family has lost a loving husband and father; be it therefore

Resolved, That the House of Representatives of Texas extend to the members of his family our deepest sympathy, and when the House of Representatives adjourns today it do so in honor of Dr. J. M. Witt.

JONES of Falls,
CAGLE,
FORD.

Signed—Stevenson, Speaker; Adamson, Adkins, Aikin, Alexander, Alsup, Ash, Atchison, Beck, Bergman, Bourne, Bradbury, Bradford, Broyles, Burton, Butler of Brazos, Butler of Karnes, Caldwell, Calvert, Canon, Celaya, Clayton, Collins, Colquitt, Colson, Cooper, Cowley, Craddock, Crossley, Daniel, Davis, Davison of Fisher, Davisson of Eastland, Dickison, Dunagan, Dunlap of Kleberg, Dunlap of Hays, Duvall, Dwyer, England, Fain, Farmer, Fisher, Fitzwater, Fox, Frazer, Fuchs, Gibson, Glass, Good, Graves, Greathouse, Hankamer, Hardin, Harris of Archer, Harris of Dallas, Hartzog, Head, Herzik, Hill, Hodges, Hofheinz, Holland, Hoskins, Howard, Huddleston, Hunt, Hunter, Hyder, Jackson, James, Jefferson, Jones of Runnels, Jones of Wise, Jones of Shelby, Jones of Atascosa, Keefe, King, Knetsch, Lange, Lanning, Latham, Leath, Lemens, Leonard, Lindsey, Lotief, Lucas, Luker, Mauritz, McCalla, McFarland, McKee, McKinney, Moffett, Moore, Morris, Morrison, Morse, Newton, Nicholson, Olsen, Padgett, Palmer, Patterson, Payne, Petsch, Pope, Quinn, Reader, Reed of Bowie, Reed of Dallas, Riddle, Roach of Hunt, Roach of Angelina, Roane, Roark, Roberts, Rogers, Russell, Rutta, Scarborough, Settle, Shofner, Smith, Spears, Stanfield, Steward, Stinson, Stovall, Tarwater, Tennyson, Thornton, Tillery, Venable, Waggoner, Walker, Wells, Westfall, Wood of Montague, Wood of Harrison, Worley, Young, Youngblood.

The resolution was read second time.

On motion of Mr. Beck, the names of all the members of the House were added to the resolution as signers thereof.

The resolution was unanimously adopted.